

**To:** Daly, Carl[Daly.Carl@epa.gov]; Fallon, Gail[fallon.gail@epa.gov]; Dygowski, Laurel[Dygowski.Laurel@epa.gov]  
**Cc:** Logan, Paul[Logan.Paul@epa.gov]; Ward, W. Robert[Ward.Robert@epa.gov]  
**From:** Laumann, Sara  
**Sent:** Wed 6/19/2013 4:01:50 PM  
**Subject:** RE: Call with the WY DEQ Re: Regional Haze Public Hearing

Thanks Carl for sharing this.

I wanted to let you all know that I am going to be on leave starting today at 3, and returning Tuesday morning (6/25). I understand you don't need anything from our office on the additional public hearings right now, but in the event if you do our help and/or need to have us get in touch with DOJ's Alan Greenberg and/or OGC's Matt Marks/Sara Schneeberg, please let Bob or Paul know what you need and they can help out.

I reviewed Laurel's draft FR notice regarding the additional public hearing(s) yesterday and she has my substantive comments – so it is good to go from my perspective. I understand the only information that will be added to the notice will be the actual dates/times/places of the hearing.

Thanks,

**Sara L. Laumann**

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**From:** Daly, Carl

**Sent:** Tuesday, June 18, 2013 3:03 PM

**To:** McCabe, Janet; McGrath, Shaun; Watchman-Moore, Derrith; Fallon, Gail; Dygowski, Laurel; Ward, W. Robert; Logan, Paul; Laumann, Sara; Rupp, Mark; Videtich, Callie; Cantor, Howard; Lorang, Phil; Fells, Sandy; Mylott, Richard

**Subject:** Call with the WY DEQ Re: Regional Haze Public Hearing

### Meeting Notes

Shaun McGrath and Carl Daly had a phone conversation on 6/18/13 at 8:30 with Todd Parfit and Steve Dietrich of the WY DEQ to discuss the letters received from the WY Governor, the WY DEQ, and the WY Congressional delegation that requested EPA re-schedule the public hearing on EPA's proposed WY Regional Haze action.

Shaun provided the WY DEQ the following response to their requests:

EPA could hold additional public hearing(s) during the week of 7/15 or 7/22, the exact date(s) and location(s) would be worked out with the DEQ. EPA could hold one or two hearings during those weeks. EPA would also extend the comment period 30 days from the last hearing. Due to time constraints in cancelling, EPA would proceed with the already scheduled 6/24 hearing.

The WY DEQ responded that they would need to consult with their Governor's office and would get back to us quickly. DEQ also noted that hearings in July would only extend the comment period date by about 12 days.

Shaun noted to the DEQ the deadline constraints that EPA is under to take final action by 11/21/13. So a 60 day extension of the hearing date (and as a result a 60 day extension of the comment period), as requested by WY, would not leave EPA enough time to prepare a final action by the 11/21 deadline.

The WY DEQ asked why EPA could not obtain another extension of the deadline, as had been done several times before. We replied that litigants would need to agree to any extension and we expect that the litigants would be unlikely to agree. The DEQ offered that the Governor's office may ask for more information on a possible deadline extension.

The DEQ offered general concerns about EPA working with litigants to set deadlines without consulting with affected states. The DEQ also expressed the concern that EPA had negotiated the re-proposed action with the litigants, and considered the litigants comments on the initial proposal and ignored WY's comments.

We noted to DEQ that as the comment period was currently open, we could not have substantive discussions with DEQ on issues related to the proposed action, but WY could provide their comments for our consideration.

Carl Daly

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